

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**\*E-FILED\***

**CIVIL MINUTES**

**DATE: August 3, 2007**

**Case No. C-07-02950-RMW**

**JUDGE: Ronald M. Whyte**

**DUKE ADVANTAGE, LLC** -v- **CORMATRIX CARDIOVASCULAR, INC.**  
**Title**

**Appeared** \_\_\_\_\_ **Appeared** \_\_\_\_\_  
Attorneys Present Attorneys Present

**COURT CLERK: Jackie Garcia** **COURT REPORTER: Lee-Anne Shortridge**

**PROCEEDINGS**

**DEFENDANT'S MOTION TO DISMISS**

**ORDER AFTER HEARING**

**Hearing Held. The Court heard oral argument from both sides. The Court finds venue to be improper.**  
**Forum selection clause should be enforced. The Court took this matter under submission. The Court to**  
**send out a final order to the parties. The matter is deemed submitted.**

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